

AMENDMENT NO. 14

TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DIXON, CITY OF AMBOY, VILLAGE OF ASHTON, VILLAGE OF FRANKLIN GROVE, VILLAGE OF PAW PAW, CITY OF ROCHELLE AND COUNTIES OF LEE AND OGLE REGARDING ADMINISTRATION OF AN ENTERPRISE ZONE DATED DECEMBER 23, 1986.

WHEREAS, on the 23<sup>rd</sup> day of December, 1986 the City of Dixon and County of Lee entered into an Intergovernmental Agreement (“Agreement”) to provide for the administration of an enterprise zone encompassing contiguous portions of the City of Dixon and County of Lee in the State of Illinois; and

WHEREAS, the Agreement was subsequently amended to include the City of Amboy, Village of Ashton, Village of Franklin Grove, and Village of Paw Paw in said County and the City of Rochelle and County of Ogle; and

WHEREAS, the City of Dixon, County of Lee, City of Amboy, Village of Ashton, Village of Franklin Grove, Village of Paw Paw, City of Rochelle and County of Ogle have indicated their willingness and desire to extend the boundaries of the Lee County Enterprise Zone #9 to include certain property in the City of Rochelle and County of Ogle.

NOW, THEREFORE, it is agreed by the City of Dixon, County of Lee, City of Amboy, Village of Ashton, Village of Franklin Grove, Village of Paw Paw, City of Rochelle and County of Ogle that the Intergovernmental Agreement, as previously amended and agreed to by these parties, shall be further amended in the following respects:

- (1) Section 1, Exhibit A, shall be amended to delete the property described in Exhibit 1 attached hereto, containing 146.0 acres, more or less.
- (2) Section 1, Exhibit A, shall be amended to include the property described in Exhibit 2 attached hereto, containing 35.0 acres, more or less.
- (3) In all or other respects the Intergovernmental Agreement dated December 23, 1986, and amended on the 13<sup>th</sup> day of October 1992, and as further amended on the 15<sup>th</sup> day of December, 1992; the 17<sup>th</sup> day of January, 1995; the 21<sup>st</sup> day of September, 1998; the 21<sup>st</sup> day of February, 2000; the 18<sup>th</sup> day of December, 2001; the 8<sup>th</sup> day of September, 2003; the 18<sup>th</sup> day of April 2006; the 10<sup>th</sup> day of July, 2006; and the 28<sup>th</sup> day of November, 2006; the 15<sup>th</sup> day of May, 2007; and the 21<sup>st</sup> day of December, 1010, shall remain in full force and effect.

- (4) This Amendment No. 14 may be executed in any number of counterparts and any party hereto may execute any such counterparts, each of which when executed and delivered shall be deemed to be an original and all of which counterparts taken together shall constitute one and the same instrument. This Amendment No. 13 shall become binding when one or more counterparts taken together shall have been executed and delivered by the parties. It shall not be necessary in making proof of this Amendment No. 14 or any counterpart hereof to produce or account for any other counterparts.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

City/Village/County: \_\_\_\_\_

BY: \_\_\_\_\_ Title: \_\_\_\_\_  
Mayor/Village Board President/County Board Chairman

ATTEST: \_\_\_\_\_  
City/Village/County Clerk

## EXHIBIT A - EXHIBIT 1 - DELETION

### *Lee County Enterprise Zone – Interstate Transportation Center (ITC) Legal Description*

Part of the East half of Section 22, part of the Southwest Quarter of Section 23, part of the Northwest Quarter of Section 26, and part of the Northeast Quarter of Section 27 all located in Township 40 North, Range 1 East of the Third Principal Meridian bounded and described as follows to-wit:

Commencing at the Southeast corner of said Section 22: thence South 89°56'29" West, along the South line of said Section 22, a distance of 1.50 feet to the Point of Beginning of this description; thence South 89°56'29" West along the South line of said Section 22, distance of 490.52 feet; thence North 00°07'29" West, a distance of 3600.05 feet, to the centerline of the Burlington Northern and Santa Fe Railroad right-of-way; thence South 56°44'02" East along the centerline of the Burlington Northern and Santa Fe Railroad right-of-way, a distance of 1992.26 feet; thence South 00°10'22" East, a distance of 2502.91 feet to the South line of the Southwest Quarter of said Section 23; thence South 89°48'46" West along South line of the Southwest Quarter of said Section 23, a distance of 290.18 feet; thence North 00°11'14" West, a distance of 160.00 feet; thence South 89°48'46" West parallel with the South line of the Southwest Quarter of said Section 23, a distance of 100.00 feet; thence South 00°11'14" East, a distance of 160.00 feet to the South line of the Southwest Quarter of said Section 23, thence South 89°48'46" West along the South line of the Southwest Quarter of said Section 23, a distance of 781.81 feet; thence Southerly parallel with and 1.50 feet perpendicularly distant West from the East line of the Northeast Quarter of said Section 27 to a line which is 1.50 feet perpendicularly North of and parallel with the center line of the main track of the Union Pacific Railroad, thence Southwesterly parallel with the center line of the main track of the Union Pacific Railroad to a point which is 1.50 perpendicularly distant West from the East line of the Northeast Quarter of said Section 27; thence Northerly parallel with and 1.50 feet perpendicularly distant West from the East line of the Northeast Quarter of said Section 27, to the North line of said Section 27 and the Point of Beginning. Containing 146 acres more or less. Situated in the County of Ogle and the State of Illinois.

**TOTAL**

**146.0 ACRES more or less**

EXHIBIT A – EXHIBIT 2 - ADDITION

PROPOSED LOT 1 ENTERPRISE ZONE

THAT PART OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 2 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN OGLE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 3 IN PROLOGIS PARK ROCHELLE - UNIT TWO, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 21, 2009 AS DOCUMENT NUMBER 0904821; THENCE NORTH 17 DEGREES 01 MINUTES 12 SECONDS WEST, BEING THE CENTERLINE OF A STRIP OF LAND 3.0 FEET WIDE, 1593.46 FEET TO THE TERMINUS OF SAID CENTERLINE AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL: THENCE NORTH 57 DEGREES 06 MINUTES 38 SECONDS WEST, 1249.74 FEET; THENCE NORTH 78 DEGREES 43 MINUTES 43 SECONDS EAST, 333.93 FEET; THENCE SOUTH 89 DEGREES 19 MINUTES 18 SECONDS EAST, 2246.76 FEET; THENCE SOUTH 58 DEGREES 46 MINUTES 05 SECONDS EAST, 98.36 FEET; THENCE NORTH 89 DEGREES 19 MINUTES 18 SECONDS WEST, 133.70 FEET; THENCE SOUTH 00 DEGREES 40 MINUTES 41 SECONDS WEST, 561.57 FEET; THENCE SOUTH 89 DEGREES 19 MINUTES 18 SECONDS EAST, 249.11 FEET TO A POINT ON A CURVE; THENCE SOUTHERLY ALONG SAID CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 75.00 FEET, AN ARC LENGTH OF 170.85 FEET AND A CHORD THAT BEARS SOUTH 25 DEGREES 25 MINUTES 09 SECONDS WEST, 136.23 FEET; THENCE NORTH 89 DEGREES 19 MINUTES 18 SECONDS WEST, 1659.17 FEET TO SAID POINT OF BEGINNING.

CONTAINING 35.0 ACRES MORE OR LESS. SITUATED IN THE COUNTY OF OGLE AND THE STATE OF ILLINOIS.